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APPLICATION	NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/073,509)	02/11/2002	Paul A. Maltseff	480062.643D1	6046	
500	759	0 09/09/2004		EXAMINER		
SEED I	NTELL	ECTUAL PROPER	CUFF, MICHAEL A			
	701 FIFTH AVE SUITE 6300			ART UNIT	PAPER NUMBER	
	SEATTLE, WA 98104-7092			3627		
				DATE MAILED: 09/09/2004		

Please find below and/or attached an Office communication concerning this application or proceeding.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time rays be variables under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filled start SIX (6) MONTHS from the mailing date of this communication. If the period for reply is specified above is tes than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely. If NO period for reply is specified above is tes than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely. If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABADONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). Status 1) Responsive to communication(s) filed on 14 June 2004. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-27 is/are pending in the application. 4a) Of the above claim(s) 1-3 is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are ejected. 7) Claim(s) is/are ejected to by the Examiner. 4pplication Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examin		Application No.	Applicant(s)	$\overline{/}$				
Michael Cuff 3327 - The MAILING DATE of this communication appears on the cover sheet with the correspondence address - Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Edentisins of this may be waitable under the provisions of 3 (76 H 1.38(a). In no ovent, however, may a reply be timely filed after 5X (6) MONTHS from the mailing date of this communication. If the period for reply is pacified above, he maximum standary parted will apply and will be considered timely. If the period for reply is appelled above, he maximum standary parted will apply and will be constituted to the provided by the Office later than three monities after the mailing date of this communication, even if timely filed, may reduce any carried patent term adjustment. See 37 CFR 1.704(b). Status 1) □ Responsive to communication(s) filed on 14 June 2004. 2a □ This action is FINAL. 2b □ This action is non-final. 3) □ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quay/e, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) □ Claim(s) 1-27 is/are pending in the application. 4a) Of the above claim(s) 1-3 is/are withdrawn from consideration. 5) □ Claim(s) 1-27 is/are allowed. 6 □ Claim(s) 1-28 are subject to restriction and/or election requirement. Application Papers 9) □ The specification is objected to by the Examiner. 10 □ The drawing(s) filed on 1 is/are; a) □ accepted or b) □ objected to by the Examiner. Application Papers 9) □ The provision of the priority	Office Action Comments	10/073,509	MALTSEFF, PAUL A.	,]				
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11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).	Applicant may not request that any objection to the o	frawing(s) be held in abeyance. See	e 37 CFR 1.85(a).					
Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).	Replacement drawing sheet(s) including the correcti	on is required if the drawing(s) is obj	ected to. See 37 CFR 1.121(d).					
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application from the International Bureau (PCT Rule 17.2(a)).	a) ☐ All b) ☐ Some * c) ☐ None of: 1. ☐ Certified copies of the priority documents	s have been received.						
··	Copies of the certified copies of the prior	ity documents have been receive	ed in this National Stage					
* See the attached detailed Office action for a list of the certified copies not received.	• •							
	* See the attached detailed Office action for a list of	of the certified copies not receive	d.					
Attachment(s)	Attachment(s)							
1) Notice of References Cited (PTO-892) 4) Interview Summary (PTO-413)	1) D Notice of References Cited (PTO-892)							
2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date Paper No(s)/Mail Date Paper No(s)/Mail Date	3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)	5) D Notice of Informal P						

Art Unit: 3627

DETAILED ACTION

Page 2

Election/Restrictions

1. Applicant's election, filed 6/14/2004, has been received. Claims 1-3 have been

withdrawn.

2. Restriction to one of the following inventions is required under 35 U.S.C. 121:

IIA. Claims 4-12, drawn to a device to track tax data

IIB. Claims 13-27, drawn to a data structure

The inventions are distinct, each from the other because of the following reasons:

Inventions IIA and IIB are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention IIA has separate utility such as the device could be used to read any data (note that all references to tax data are recited in intended use or capable language). See MPEP § 806.05(d).

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their recognized divergent subject matter, restriction for examination purposes as indicated is proper.

A telephone call was made to Frank Abramonte on 9/3/04 to request an oral election to the above restriction requirement, but did not result in an election being made.

Application/Control Number: 10/073,509

Art Unit: 3627

Page 3

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael Cuff whose telephone number is (703) 308-0610. The examiner can normally be reached on 8:00 to 5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Olszewski can be reached on (703) 308-5183. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Michael luff 9/3/04 Michael Cuff

September 3, 2004